



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: GONZALEZ et al.

Attorney Docket No.: SDK1P003/246

Application No.: 10/017,035

Examiner: Le, Vu Anh

Filed: December 14, 2001

Group: 2824

Title: HYBRID DENSITY MEMORY CARD

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first-class mail on October 23, 2003 in an envelope addressed to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.

Signed: \_\_\_\_\_

Kristina Gomez

**REQUEST FOR REINSTATEMENT  
OF PATENT APPLICATION  
(37 CFR §1.8(b))**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

A Notice of Abandonment (mailed September 23, 2003) for the above-identified application has been received. The Notice of Abandonment was erroneously issued by the U.S. patent and Trademark Office and should be withdrawn. Applicants respectfully submit that the enclosed response was timely filed in the U.S. PTO by having been filed in accordance with 37 CFR §1.8(a) as evidenced by the documents indicated below as being submitted. Applicants request that the Response be considered timely filed and that the abandonment of the above-identified application be withdrawn under 37 CFR §1.8(b) or other applicable rule.

Submitted herewith is:

- ☒ A copy of the Notice of Abandonment.
- ☒ A copy of the complete Response previously filed.
- ☒ A copy of the postcard identifying the papers filed and showing the U.S. PTO mailroom date stamp.

OFFICE OF THE  
PROGRAMS & EXAMINATIONS

Please proceed with further examination of this application on the basis of: the original Response filed which may have now reached the appropriate area of the U.S. PTO, and/or the attached copy of the Response originally filed.

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Acknowledgement of the withdrawal of the abandonment of the above-identified application and its resulting active status is respectfully requested.

It is believed that no fees are due in connection with the filing of this request. However, if it is determined that any fees are due, the Commissioner is hereby authorized to charge such fees to Deposit Account 500388 (Order No. SDK1P003).

Respectfully submitted,  
BEYER WEAVER & THOMAS, LLP

October 23, 2003

Date



C. Douglass Thomas  
Registration No. 32,947

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# UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/017,035	12/14/2001	Carlos Gonzalez	SDK1P003/246	6540
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22434 7590 09/23/2003

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P.O. BOX 778  
BERKELEY, CA 94704-0778

EXAMINER

LE, VU ANH

ART UNIT

PAPER NUMBER

2824

DATE MAILED: 09/23/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

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Docketed  
Date  
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# Notice of Abandonment

Application No.

10/017,035

Examiner

Vu A. Le

Applicant(s)

GONZALES ET AL.

Art Unit

2824

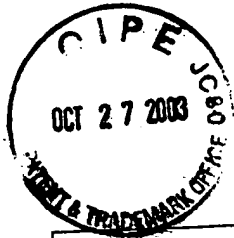
-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 03 May 2002.
  - (a) ☐ A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
  - (b) ☐ A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.  
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
  - (c) ☐ A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
  - (d) ☒ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
  - (a) ☐ The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
  - (b) ☐ The submitted fee of \$ \_\_\_\_\_ is insufficient. A balance of \$ \_\_\_\_\_ is due.  
The issue fee required by 37 CFR 1.18 is \$ \_\_\_\_\_. The publication fee, if required by 37 CFR 1.18(d), is \$ \_\_\_\_\_.  
(c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
  - (a) ☐ Proposed corrected drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.
  - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

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Vu A. Le  
Primary Examiner  
Art Unit: 2824

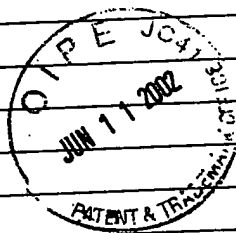
Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.



Docket #	SDK1P003	By:	CDT/kg	Date of this mailing:	June 3, 2002
Appl'n #:	10/017,035	Filing Date:	12/14/01	Express Mail #	
Inv(s)	GONZALEZ et al.				
Title:	HYBRID DENSITY MEMORY CARD				

The following have been received in the U.S. Patent Office on the date stamped hereon:

Rem	Description	# Pgs
1.	Response to Restriction Requirement	1
2.		
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